

**SUPREME COURT MINUTES
WEDNESDAY, JANUARY 3, 2001
SAN FRANCISCO, CALIFORNIA**

The Supreme Court of California convened in the courtroom of the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on January 3, 2001, at 1:30 p.m.

Present: Chief Justice Ronald M. George, presiding, and Associate Justices Mosk, Kennard, Baxter, Werdegard, Chin, and Brown.

Officers present: Frederick K. Ohlrich, Clerk; and Harry Kinney, Supreme Court Marshal.

S078879 In re Hugo Rangel Resendiz
 on Habeas Corpus

 Cause called. Garrett Beaumont, Supervising Deputy Attorney General, opened argument for Respondent.

 Jeff H. Rubin, appearing for Amicus Curiae California District Attorney's Association, continued argument for Respondent.

 Cynthia Sorman opened argument for Petitioner.

 Norton Tooby, appearing for Amicus Curiae California Attorneys for Criminal Justice continued argument for Petitioner.

 Mr. Beaumont replied.

 Cause submitted.

S080322 Wilson Curle, a Judge of the Superior Court, Petitioner
 v.

 Shasta County Superior Court, Respondent

 Andrew Madison Gleason et al., Real Parties in Interest

 Cause called. Gary Roberts argued for Real Parties in Interest.

 John L. Lommis, Deputy County Counsel Shasta County, argued for Petitioner.

 Mr. Roberts replied.

 Cause submitted.

S083632 Heather Preston, Appellant
v.
State Board of Equalization
Cause called. Nicholas Blonder argued for Appellant.
Paul D. Gifford, Senior Assistant Attorney General, argued for
Respondent.
Mr. Blonder replied.
Cause submitted.

Court recessed until 9:00 a.m., Thursday, January 4, 2001.

1st Dist. Timothy King, Petitioner
A092935 v.
Div. 3 San Francisco County Superior Court, Respondent
S092886 People, Real Party in Interest
Application for stay and petition for review DENIED.

S090076 People, Respondent
v.
Say Khamsay Sengpadychith, Appellant
On application of respondent and good cause appearing, it is
ordered that the time to serve and file the answer brief on the merits
is extended to and including January 29, 2001.

S090666 People, Respondent
v.
Bau A. Mooc, Appellant
On application of appellant and good cause appearing, it is
ordered that the time to serve and file the answer brief on the merits
is extended to and including February 2, 2001.

S023000 People, Respondent
v.
Dean Phillip Carter, Appellant
Appellant's application for leave to file appellant's reply brief in
excess of 140 pages is granted.

S040575 People, Respondent

v.

Delaney Geral Marks, Appellant

Appellant's application for leave to file appellant's opening brief in excess of 280 pages is granted.

S029490 People, Respondent

v.

David Earl Williams, Appellant

The order appointing Michael Millman, Executive Director of the California Appellate Project, to serve as interim habeas corpus/executive clemency counsel of record for appellant David Earl Williams, filed October 28, 1998, is hereby vacated.

Michael R. Belter is hereby appointed to represent appellant David Earl Williams for habeas corpus/executive clemency proceedings related to the above automatic appeal now pending in this court.

S091666 People, Respondent

v.

Phillip Cameron Marshall, Appellant

Upon request of appellant for appointment of counsel, Richard Levy is hereby appointed to represent appellant on his appeal now pending in this court.

S093952 Kevin Sharp, Petitioner

v.

Contra Costa County Superior Court, Respondent

People, Real Party in Interest

The above entitled matter is transferred to the Court of Appeal, First Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition shall be denied.

S093992 Johnny Bell, Petitioner

v.

Riverside County Superior Court, Respondent

People, Real Party in Interest

The above entitled matter is transferred to the Court of Appeal,
Fourth Appellate District, Division Two.

110914-
01

THE HONORABLE THOMAS E. HOLLENHORST, Associate Justice of the Court of Appeal, Fourth Appellate District, Division Two, is hereby assigned to assist the Supreme Court of California, as a justice thereof, on January 3, 2001, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

Dated: January 3, 2001

Ronald M. George
Chief Justice of California and
Chairperson of the Judicial Council

110915-
01

THE HONORABLE PATTI S. KITCHING, Associate Justice of the Court of Appeal, Second Appellate District, Division Three, is hereby assigned to assist the Supreme Court of California, as a justice thereof, on January 3, 2001, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

Dated: January 3, 2001

Ronald M. George
Chief Justice of California and
Chairperson of the Judicial Council